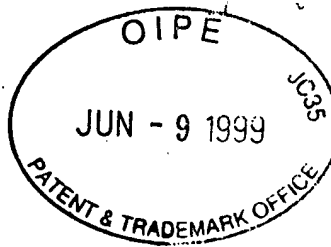


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RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1642

PATENT
599-1589

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GROUP 18

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Nobutaka IDA et al.
Appl. No.: 08/809,621 Group: 1642
Filed: June 2, 1997 Examiner: L. Sun Hoffman
For: DRUG FOR TREATING BONE DISORDERS

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

Assistant Commissioner for Patents
Washington, DC 20231

June 9, 1999

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated December 9, 1998 of the Primary Examiner finally rejecting claims 7, 9, 10 and 13-15.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

☐ A Statement Claiming Small Entity Status

☐ is submitted herewith (☐ original ☐ photocopy).

☐ was previously submitted on ____.

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$870.00 is required for the full period of the above-requested extension of time.

06/10/1999 HBLAND 00000028 08009621

01 FC:119
02 FC:117

300.00 OP
870.00 OP

- ☐ An extension of _____ () month(s) for responding to the Final Rejection was previously requested and paid for on _____. Thus a fee of \$0.00 is required to obtain an additional _____ () month(s) for filing the Notice of Appeal.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

- ☒ Large entity - \$300.00
☐ Small Entity - \$150.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$1,170.00.

Payment of the above TOTAL FEE is being made in the following manner:

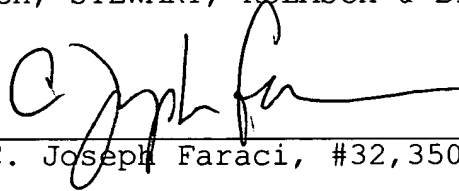
- ☒ A check in the amount of \$1,170.00 is enclosed.
☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


C. Joseph Faraci, #32,350

W
CJF:GMD:jam
599-158P

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